

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Brines et al.

Application No.: 09/716,960

Group Art Unit: To be assigned

Filed: November 21, 2000

Examiner: To be assigned

For: MODULATION OF EXCITABLE TISSUE  
FUNCTION BY PERIPHERALLY ADMINISTERED  
ERYTHROPOIETIN

Attorney Docket No.: 10165-009-999

REQUEST FOR REFUND PURSUANT TO 37 C.F.R. § 1.28(a)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Attention: Refund Section, Accounting Division

Sir:

A filing fee in excess of the required fee has been charged in connection with the subject patent application. In particular, a fee of \$710.00 was paid on 11/24/00 from Pennie & Edmonds LLP Deposit Account No. 16-1150, of which \$ 355.00 is in excess of the amount now required. Submitted concurrently herewith is a Preliminary Amendment and Request to Establish Small Entity Status. Pursuant to 37 C.F.R § 1.28(a), Applicants request a refund of the excess amount within three months of its timely payment.

Accordingly, please refund the excess by crediting \$ 355.00 to Deposit Account No. 16-1150. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: February 21, 2001

Adjustment date: 03/12/2001 NVILLARI  
11/24/2000 JBALINAN 00000083 161150 09716960  
01 FC:101 710.00 CR

03/12/2001 NVILLARI 00000005 161150 09716960  
01 FC:201 355.00 CH

Enclosures

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